

REMARKS

The June 14, 2006 Office Action was made final. Reconsideration of the finality of the Office Action is respectfully requested. Please note that pending claim 26, filed May 23, 2006, is exactly the same as former claim 20, filed January 13, 2006. Former claim 20 was allowed. Consequently, the rejection of pending claim 26, based on newly cited Park, was not necessitated by amendment. See M.P.E.P. § 706.07(a). Further, pending claims 27-29 correspond to former claims 21-23, which were indicated to be allowable. For at least these reasons, the finality of the June 14th Office Action was premature and should be withdrawn. See M.P.E.P. § 706.07(c) and § 706.07(d).

New claims 30-33 have been added. The application now contains claims 20-23 and 26-33.

Claims 20-23 and 26-29 are rejected under 35 U.S.C. § 102 as being anticipated by Park. Reconsideration is respectfully requested. Park is generally unrelated to the claimed invention.

Claim 20 recites a plurality of "pivot-receiving member[s]." Each of the recited support mechanisms has a "pivot-receiving member." Park does not have the recited pivot-receiving members. The Park phase adjusting body 351' (Figs. 11 and 12) does not receive a pivot. It is not a pivot-receiving member. Therefore, claim 20 should be allowable over Park.

Moreover, Park has only one phase adjusting body 351'. Park does not disclose or suggest the plurality of pivot-receiving members recited in claim 20. This is

another reason why claim 20 should be allowable over the prior art of record, and claims 26 and 30 should be allowable along with claim 20 and for other reasons.

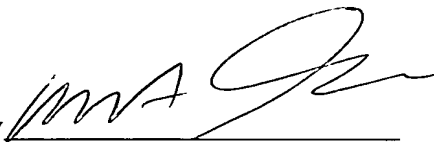
Claims 21-23, like claim 20, recite plural pivot-receiving members. Therefore, claims 21-23 should be allowable over the prior art of record, and claims 27-29 and 31-33 should be allowable for at least the same reasons.

Moreover, claim 23 says that there are support mechanisms "configured to support [a] chassis in a manner free to tilt with respect to [a] base body." The claim also says there is a seek mechanism on the chassis, and it is the seek mechanism which moves the optical pickup in the radial direction. Claim 23 also says that the pivot-receiving members are part of the support mechanisms. The Park system does not have this combination arrangement, or anything like it. In the Park system, the phase adjusting body 351' is located between the deck 300 and the optical pickup 320.

Allowance of the application with claims 20-23 and 26-33 is solicited.

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Respectfully submitted,

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